IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

Crl.Rev.Pet.No. 1225 of 2007()

CRA.463/2004 of ADDL.SESSIONS COURT (SPL.CAURT), KOTTAYAM
CC.202/2003 of CHIEF JUDICIAL MAGISTRATE COURT, KOTTAYAM

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REVN. PETITIONER: APPELLANT/ACCUSED

SABU K. JACOB,
PROPRIETOR, KARITHADATHIL AGENCIES,
PIRAVOM P.O., ERNAKULAM DISTRICT.

BY ADV. SRI.GEORGE SEBASTIAN

RESPONDENTS: RESPONDENTS/COMPLAINANT AND STATE

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1. M/S. ULLATTIL AGENCIES,
THOUFIQUE BUILDING, MARKET ROAD, KOTTAYAM,
REP. BY ITS PARTNER JACOB THOMAS,
MOUNT FORT APARTMENTS, KOTTAYAM.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 21/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J.

Crl.R.P. No. 1225 of 2007

Dated, this the 21st day of March, 2007

O R D E R

The revision petitioner stands convicted for the offence under Sec. 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo imprisonment till the rising of the Court and to pay a compensation of Rs. 1,00,000/- to the complainant and in default to under go simple imprisonment for one month.

2. The learned counsel for the writ petitioner has only sought for time to pay the amount of compensation. It is submitted that his business has totally collapsed and prayed for time for payment of compensation till first week of November 2007. In the circumstance, time is granted to the revision petitioner to pay the amount of compensation to the complainant till 02/11/2007. The revision petitioner shall appear before Chief Judicial Magistrate, Kottayam on 02/11/2007 to receive sentence. Criminal proceedings shall be kept in abeyance till 02/11/2007.

The Criminal R.P. is disposed of accordingly.

(K.R.UDAYABHANU, JUDGE)

jg